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I hereby certify that this paper and every paper referred to therein as being enclosed is being filed with the USPTO via facsimile transmittal to the designated number (571-273-8300) or electronically via EFS-Web addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below

Date: February 23, 2010

By /Marvette Ferguson/
Marvette Ferguson

Docket No.: 100728-67 WCG

Client Ref. No.: C10020US

Confirmation No.: 3497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Walter Bernig, et al.

Serial No. : 10/523,130

Filed : August 24, 2005

For : FILM COMPRISING A GAS BARRIER LAYER

Art Unit : 1794

Examiner : Ellen S. Wood

February 23, 2010

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

CORRECTED DECLARATION UNDER 37 CFR 1.132

SIR:

Please place of record and consider the accompanying Corrected Declaration Under 37 CFR 1.132 of Bernig Walter.

REMARKS

The original declaration was filed on November 25, 2008. In reviewing this declaration in connection with the preparation of a Brief on Appeal, the undersigned noticed that Table 1 and the paragraph numbered "6", both referred to a barrier layer having a EVOH: multiplepolyamide weight ratio of 20:70. This is obviously a typographical error.

The accompanying Corrected Declaration Under 37 CFR 1.132 corrects this error.

Favorable action is respectfully solicited.

Respectfully submitted,
NORRIS, McLAUGHLIN & MARCUS, P.A.

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